

RESOLUTION NO. A-_____

SPECIAL PERMIT NO. 730638B

1 WHEREAS, West Point, L.L.C. has submitted an application designated as
2 Special Permit No. 730638B for authority to amend Special Permit 638A to expand an
3 existing parking lot in a residential district on property located at S. 55th Street and Saylor
4 Street, and legally described to wit:

5 Lots 3-6, Block 9, Second Addition to Normal and the east 128
6 feet of Lot 17, Woods Bros. Fairview Acres, located in the
7 Northeast Quarter of Section 32, Township 10 North, Range 7
8 East of the 6th P.M., Lancaster County, Nebraska;

9 WHEREAS, the real property adjacent to the area included within the site
10 plan for this expansion of a parking lot will not be adversely affected; and

11 WHEREAS, said site plan together with the terms and conditions hereinafter
12 set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal
13 Code to promote the public health, safety, and general welfare.

14 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
15 Lincoln, Nebraska:

16 That the application of West Point, L.L.C., hereinafter referred to as
17 "Permittee", to amend Special Permit 638A to expand an existing parking lot in a
18 residential district, on the property legally described above, be and the same is hereby
19 granted under the provisions of Section 27.63.170 of the Lincoln Municipal Code upon
20 condition that construction and operation of said parking lot be in strict compliance with
21 said application, the site plan, and the following additional express terms, conditions, and
22 requirements:

1. This permit approves a parking lot in a residential district.
2. Before receiving building permits:
 - a. The Permittee must submit an acceptable, revised final plan and five copies.
 - b. The construction plans must conform to the approved plans.
 - c. Final plats within the area of this parking lot must be approved by the City.
3. The site plan approved by this permit shall be the basis for all interpretations of setbacks, yards, locations of buildings, location of parking and circulation elements, and similar matters.
4. The terms, conditions, and requirements of this resolution shall be binding and obligatory upon the Permittee, its successors, and assigns. The building official shall report violations to the City Council which may revoke the special permit or take such other action as may be necessary to gain compliance.
5. The Permittee shall sign and return the City's letter of acceptance to the City Clerk within 30 days following approval of the special permit, provided, however, said 30-day period may be extended up to six months by administrative amendment. The City Clerk shall file a copy of the resolution approving the special permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the Permittee.
6. The site plan as approved with this resolution voids and supersedes all previously approved site plans, however, all resolutions approving previous permits remain in force unless specifically amended by this resolution.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ____ day of _____, 2004:

Mayor